

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Jill Rivera, Assistant Deputy Clerk.

F038238 People v. Padden et al.

Parties stipulate that (1) Gomes, J., the absent assigned justice, participate in the determination of this appeal, and (2) Gomes, J. to listen to the recording of oral proceedings upon his return.

Cause called and argued by David J. Nick, Esq., counsel for appellant and by Richard Boire, Esq., counsel for appellant and by Armand Feliciano, Esq., counsel for respondent.

Submission deferred until Friday, November 22, 2002 for Gomes, J. to listen to the recording of oral argument.

Court recessed until Monday, November 18, 2002 at 10:00 A.M.

F040838 In re K. B., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE
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F040838 In re K. B., a Minor

The juvenile court's order is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F037863 Fresno Fab Tech, Inc. v. Lemoore Unified School District; Kasco Fab, Inc.

The judgment is affirmed. Costs on appeal are awarded to respondent. Dibiaso, J.

We concur: Ardaiz, P.J. ; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F040699 People v. Holguin

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F040205 People v. Quinonez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F040205 People v. Quinonez
The judgment is affirmed.
By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038832 Alexander v. Codemasters Group Limited et al.
The judgment is reversed. The superior court is directed to vacate the July 5, 2001, order regarding Codemasters' motion for summary judgment or, in the alternative, summary adjudication, and to enter an order denying the motion for summary judgment and granting the motion for summary adjudication only as to Alexander's claim regarding a \$50,000 performance bonus. Appellant is awarded costs on appeal. Gomes, J.

We concur: Ardaiz, P.J.; Cornell, J.

[CERTIFIED FOR PUBLICATION]

F037888 People v. Virabutsady
The judgment is affirmed. Buckley, J.
We concur: Dibiaso, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041416 In Re Hector L.
Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F038238 People v. Padden et al.,
The submission of the above-entitled case for decision having been deferred on Tuesday, October 15, 2002, to allow the absent assigned justice to listen to the tape recording of the oral proceedings and participate in the determination of this appeal upon his return, IT IS ORDERED that the case is submitted for decision.